

# News from the FPPC



California Fair Political Practices Commission  
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For Immediate Release: January 28, 2011

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## FPPC Enforcement Decisions: January 28, 2011

The following are enforcement decisions approved by the Fair Political Practices Commission at its regular monthly meeting held in Sacramento on Friday, January 28, 2011. Decisions are listed by category and include a brief summary of each case and the total amount of any administrative fine or fines in each case.

Additional information on each of the enforcement cases below can be found in the January agenda on the FPPC website at [www.fppc.ca.gov](http://www.fppc.ca.gov). FPPC agendas are distributed and posted on the agency website 10 days prior to each monthly meeting.

The web version of the agenda includes links to the stipulations agreed to by the commission and by the individuals and organizations subject to the fines, or the default decisions proposed to the commission. Exhibits in support of the stipulations and proposed default decisions are also available on the website. If you are unable to access the FPPC website, or need further assistance, please call the FPPC communications office at (916) 322-7761.

### Campaign Reporting Violations

**Tim Foley**, acting as an agent or intermediary, made a contribution on behalf of another person, such that the identity of the donor was not reported. **\$4,500 fine.**

**Yolo County Democratic Central Committee Local Account, Bob Bockwinkel and William Julian II.** Respondents Yolo County Democratic Central Committee Local Account, Bob Bockwinkel, former treasurer, and William Julian II, current treasurer, failed to timely file required pre-election campaign statements, and failed to timely file required semi-annual campaign statements. **\$13,500 fine.**

**George Barich**, a successful candidate for Cotati City Council in the November 4, 2008 election, failed to establish a single campaign bank account upon receipt of contributions of \$1,000 or more. In addition, he made a \$1,000 cash contribution. **\$7,500 fine.**

**Chico Democrats 08 and Michael Worley.** Chico Democrats 08 was formed as a federal political action committee and Michael Worley was the committee's treasurer. In or about 2008, the committee qualified as a California committee and failed to file required campaign statements and reports. They also sent a mass mailing which failed to display the required sender identification. **\$4,000 fine.**

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**Michael Ramos, Committee to Re-Elect Mike Ramos San Bernardino County District Attorney-2010, and Marvin Reiter.** Michael Ramos, District Attorney of San Bernardino County, his controlled committee, and the committee's treasurer, failed to disclose required vendor information for nine credit card expenditures of \$100 or more, totaling approximately \$8,619, on a semi-annual campaign statement for the period of July 1 through December 31, 2009. **\$2,500 fine.**

**Tracy McMahon, Committee to Elect Tracy McMahon, and Noreen Considine.** Tracy McMahon was an unsuccessful candidate for the Jurupa School Board in the November 2008 election. Committee to Elect Tracy McMahon was her controlled committee and Noreen Considine was the committee's treasurer. On or about October 3, 2008, a cash contribution in excess of \$100 was received and on or about October 31, 2008, they failed to verify and sign under penalty of perjury a campaign statement. **\$2,000 fine.**

**Christopher Robles,** a member of the Los Angeles County 58th Assembly Democratic Central Committee, failed to file a short form campaign statement covering the reporting period January 1, 2006 through December 31, 2006, with the County of Los Angeles. **\$2,000 fine.**

**Yes on Proposition B,** a committee formed primarily to support Proposition B on the November 2010 ballot in the City of San Francisco, failed to provide written disclosure identifying persons whose contributions were \$50,000 or more for a period of at least five seconds on a television advertisement. **\$2,000 fine.**

**Hubert Walsh, Hub Walsh for Supervisor, and Marcia B. Hall.** Hubert Walsh, a candidate for Merced County Board of Supervisors, his controlled committee, and the committee's treasurer received seven cash contributions of \$100 or more. **\$1,500 fine.**

**Phillip Shrotman, Friends of Phillip Shrotman Long Beach City College Board of Trustees, Dist. 5-2010, and Phillip Shrotman, Treasurer.** Phillip Shrotman, his controlled committee, Friends of Phillip Shrotman Long Beach City College Board of Trustees, Dist. 5 -2010, and Phillip Shrotman, as the committee's treasurer, failed to timely file the Form 470 Supplement, two pre-election reports, and one semi-annual campaign statement. **\$1,600 fine.**

**Cajon Valley Education Association and Gregory N. Chase,** the association committee's treasurer failed to file two semiannual campaign statements. **\$400 fine.**

**Committee to Elect Joe Moreno, Joe Moreno, Treasurer.** Mountain View School District candidate and officeholder, Joe Moreno, and his committee, Committee to Elect Joe Moreno, failed to timely file two semi-annual campaign statements. **\$400 fine.**

**John Pedrozo, Committee to Elect John Pedrozo, and Edward Spinardi II, Treasurer.** John Pedrozo, a candidate for Merced County Supervisor, his controlled committee, and the committee's treasurer, Edward Spinardi II, failed to timely file two pre-election campaign statements for the periods January 1, 2008 through March 17, 2008, and March 18, 2008 through May 17, 2008. **\$400 fine.**

**Coalition of Susan Boyd.** Susan Boyd was a candidate for re-election to the La Cañada Unified School District board. She failed to timely file a second pre-election campaign statement for the reporting period of September 20, 2009, through October 17, 2009. **\$200 fine.**

**Jeffrey H. Fox, Committee to Re-Elect Jeff Fox, and Jeffrey H. Fox, Treasurer.** Jeffrey H. Fox, City of Beaumont Council Candidate, Committee to Re-Elect Jeff Fox, and Jeffrey H. Fox, Treasurer, failed to timely file a semi-annual campaign statement. **\$200 fine.**

**Whitney Dotson, Whitney Dotson for East Bay Regional Parks District, and Ifeoma Adams, Treasurer.** Whitney Dotson, her controlled committee, and the committee's treasurer, Ifeoma Adams, failed to timely file a semi-annual campaign statement. **\$200 fine.**

**National Women's Political Caucus of San Diego and Judith K. Walters, Treasurer.** National Women's Political Caucus of San Diego and its treasurer, Judith K. Walters, failed to timely file a semi-annual campaign statement. **\$200 fine.**

### **Conflicts of Interest Violations**

California law states that, absent an exception, a public official may not make, participate in making or in any way attempt to use his or her official position to influence a governmental decision in which he or she knows or has reason to know he or she has a financial interest. The following official attempted to use his official position to influence a governmental decision in which he had a financial interest:

**Jerry "Pat" Maguire**, Director of the El Camino Irrigation District, made two governmental decisions which directly affected his real property interests. **\$7,000 fine.**

**Dendra Dengler**, a member of the Board of Directors for the Manila Community Services District, made a governmental decision in which she had a financial interest. **\$4,000 fine.**

**Michael Rubio**, as a member of the Kern County Board of Supervisors, failed to timely report all required information regarding income on his annual Statement of Economic Interests for calendar year 2006, and made a governmental decision in which he had a financial interest. **\$3,500 fine.**

**John K. Anderson**, Finance Director and City Administrator for the City of Dunsmuir, used his official position to influence a governmental decision in which he had a material financial interest. **\$3,000 fine.**

**Henry Veatch**, as a member of the Alpine County Board of Supervisors, made a governmental decision to allocate funding to one of his sources of income, the Alpine Children's Center. **\$3,000 fine.**

### **Late Contribution Violation**

When contributions of \$1,000 or more are made during the final days of an election—the time between the last campaign statement required to be filed and the end of the election—late contribution reports must be filed within 24 hours of making or receiving the "late" contribution. The following failed to file a late contribution report as required by law:

**Los Angeles County Democratic Party-State Issues & Advocacy Committee and Kinde Durkee, Treasurer.** Los Angeles County Democratic Party-State Issues & Advocacy Committee, a general purpose committee and Kinde Durkee, the committee's treasurer, failed to file late contribution reports for a total of \$129,302 of late contributions received in 2005 and 2006, and failed to report independent expenditures totaling \$53,470 in 2006 and 2007. **\$18,710.30 fine.**

**Noreen Considine and Committee to Elect Noreen Considine**, a successful candidate for Jurupa School Board in the November 2008 election, and her controlled committee, failed to timely report a \$7,000 contribution made to Committee to Elect Tracy McMahon. **\$1,050 fine.**

### **Major Donor Violations**

A major donor is a person or entity who makes contributions totaling \$10,000 or more in a calendar year and is required to file campaign reports detailing how much was contributed and to whom. The following failed to file major donor reports as required by law:

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**Zelma Allred**, a major donor committee, failed to timely file a major donor statement, Form 461. **\$400 fine.**

**Craig Jacobson**, a major donor committee, failed to timely file a major donor statement, Form 461. **\$400 fine.**

### **Statements of Economic Interests Violations**

California law requires elected officials, certain board members and governmental employees, and consultants employed by governmental entities to complete and file Statements of Economic Interests (SEIs or Form 700s). SEIs serve a dual purpose: they make a filer aware of personal economic interests relative to a governmental decision, and they are an important disclosure document for the public and media.

The following individuals failed to file their Statement of Economic Interests forms on time:

**Barbara Bamberger**, Air Pollution Specialist for the California Air Resources Board, failed to timely file an assuming office Statement of Economic Interests and failed to report economic interests on her 2008 and 2009 annual Statements of Economic Interests. **\$400 fine.**

**Robert Palomares**, Information Officer I-Specialist for the Department of Toxic Substances, failed to timely file a 2009 annual Statement of Economic Interests. **\$400 fine.**

**Hans Britsch**, a planning group member of the County of San Diego Valley Center City Planning Group, failed to timely file assuming office and 2009 annual Statements of Economic Interests. **\$400 fine.**

**Robert Bandy**, City of Kerman Planning Commissioner, failed to timely file an assuming office Statement of Economic Interests. **\$200 fine.**

**Jot Condie**, as a member of the State of California Travel and Tourism Commission, failed to timely file a 2009 annual Statement of Economic Interests. **\$200 fine.**

**Melodee Conrad**, Governing Board Member for the Junction Elementary School District, failed to timely file a 2009 annual Statement of Economic Interests. **\$200 fine.**

**Hunter Stern**, a member of the Marin County Workforce Investment Board, failed to timely file his 2009 annual Statement of Economic Interests. **\$200 fine.**

**Demosthenes Vardiabasis**, a commissioner of the Economic Development Commission, failed to timely file a 2009 annual Statement of Economic Interests. **\$200 fine.**

The following individuals failed to include all economic interests that were required to be disclosed in a Statement of Economic Interests:

**William Taylor**, Clinical Professor of Surgery and a principal investigator with the University of California, San Diego, failed to disclose on the Statement of Economic Interests he filed in conjunction with an application for a research project, his interests in a non-governmental funding source that provided grants for his projects. **\$12,000 fine.**

**Lori Pfeiler**, Mayor of Escondido, failed to disclose on her 2008 annual Statement of Economic Interests a gift of travel from the Palomar Pomerado Health Foundation, valued at \$27,685. **\$200 fine.**